

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
WACO DIVISION**

MONUMENT PEAK VENTURES, LLC,

Plaintiff,

v.

**ACER INC. AND
ACER AMERICA CORPORATION,**

Defendants.

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JURY TRIAL DEMANDED

C.A. NO. 6:21-cv-01379-ADA

CASE READINESS STATUS REPORT

Plaintiff Monument Peak Ventures, LLC and Defendants Acer Inc. and Acer America Corp., hereby provide the following status report.

SCHEDULE

A scheduling order has not yet been filed.

A *Markman* hearing has been initially scheduled for October 11, 2022 (23 weeks after the CMC).

A trial date is not yet proposed.

FILING AND EXTENSIONS

Plaintiff's Complaint was filed on December 29, 2021. There has been one extension for a total of 83 days.

RESPONSE TO THE COMPLAINT

On April 12, 2022, Defendants responded to the Complaint by filing an Answer. Defendants did not assert counterclaims.

PENDING MOTIONS

There are no pending motions.

RELATED CASES IN THIS JUDICIAL DISTRICT

There are no other cases in this Judicial District that involve a common patent.

IPR, CBM, AND OTHER PGR FILINGS

There are no known IPR, CBM, or other PGR filings.

NUMBER OF ASSERTED PATENTS AND CLAIMS

Plaintiff has asserted 5 patents and a total of 87 claims. The asserted patent(s) are U.S. Patent Nos. 6,904,451; 6,985,158; 7,233,684; 7,444,017; 8,841,972.

APPOINTMENT OF TECHNICAL ADVISOR

The Parties defer to the Court on whether to appoint a technical advisor to the case to assist the Court with claim construction or other technical issues.

MEET AND CONFER STATUS

Plaintiff and Defendant met and conferred. The Parties have no pre-Markman issues to raise at the CMC.

Dated: April 19, 2022

By: <u>/s/ Eric H. Findlay</u> Eric H. Findlay State Bar No. 00789886 Brian Craft State Bar No. 04972020 FINDLAY CRAFT, P.C. 102 N. College Ave. Suite 900 Tyler Texas 75702 Tel: (903) 534-1100 Fax: (903) 534-1137 efindlay@findlaycraft.com bcraft@findlaycraft.com	By: <u>/s/ Patrick J. Conroy</u> Patrick J. Conroy Texas Bar No. 24012448 T. William Kennedy Jr. Texas Bar No. 24055771 Jon Rastegar Texas Bar No. 24064043 NELSON BUMGARDNER CONROY PC 2727 North Harwood Street, Suite 250 Dallas, TX 75201 Tel: (214) 446-4950
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<p>Craig Kaufman (CA Bar No. 159458) Jerry Chen (CA Bar No. 229318) TECHKNOWLEDGE LAW GROUP LLP 20660 Stevens Creek Blvd., Suite 381 Cupertino, CA 95014 Tel: (650) 517-5200 Fax: (650) 562-8054 ckaufman@tklg-llp.com jchen@tklg-llp.com</p> <p>Attorneys for Defendants Acer Inc. and Acer America Corporation</p>	<p>pat@nelbum.com bill@nelbum.com jon@nelbum.com</p> <p>Attorneys for Plaintiff Monument Peak Ventures, LLC</p>
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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served upon all counsel of record on April 19, 2022 via the Court's CM/ECF system.

/s/ Jon Rastegar

Jonathan H. Rastegar